

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

KRISTINA TRAVIS, individually and on behalf of all others similarly situated,	:	CIVIL ACTION
	:	
v.	:	NO. 21-5395
	:	
STATE AUTO MUTUAL INSURANCE COMPANY, INC., d/b/a State Auto Insurance Companies, <i>et al.</i>	:	
	:	

ORDER

AND NOW, this 22nd day of February, 2023, upon review of Defendants' Motion to Dismiss, as well as Plaintiff's response and Defendants' reply thereto, and after argument being held, it is hereby **ORDERED** as follows:

1. Defendants' Motion to Dismiss (Docket No. 19) is **GRANTED** in part and **DENIED** in part;
2. Defendants' Motion is **GRANTED** as to Counts I, II, IV, VI, VII and VIII and those Counts are **DISMISSED** from the Amended Complaint with prejudice;
3. Defendants' Motion is **DENIED** as to Counts III and V of the Amended Complaint;
4. Defendants shall file an Answer to the remaining counts of the Amended Complaint within twenty (20) days of the date of this order;
5. The parties shall immediately commence discovery;
6. A telephonic pretrial Rule 16 conference shall be held on April 4, 2023 at 11:00 a.m. Counsel shall use dial in number 888-204-5984 and access code 3221457;
7. After consultation with counsel for all parties, counsel shall complete and submit the required Joint Status Report pursuant to Rule 26(f); and

8. Counsel shall follow Judge Schmehl's Policies and Procedures which can be found at www.paed.uscourts.gov.

BY THE COURT:

/s/ Jeffrey L. Schmehl
Jeffrey L. Schmehl, J.